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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

S0350032
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April 15, 2009

Shawn Nay
D. J. N. Rockwall and Excavation, Inc.
6078 West 13360 South
Herriman, Utah 84065

Subject: Deny Bond Release, DJN Rockwall and Excavation, West Side Mine, S0350032, Salt Lake County, Utah

Dear Mr. Nay:

On March 24, 2009 we received your request for a full release of the reclamation surety for the West Side Mine. A site visit was performed on April 13, 2009. The site has not been satisfactorily reclaimed. Before the Division can process this request, you need to complete the following work:

1. Regrade the site
2. Utilize existing top soil
3. Establish vegetation
4. Resubmit the bond release form

This form is found on the Division's Web site at www.ogm.utah.gov/minerals.

Once the Division receives this information, we will proceed with processing your request. Please note, an inspection of the reclamation work will be required before we approve the release of any surety. If you have any questions or concerns regarding this letter, please contact me at (801) 538-5261 or Leslie Heppler at (801) 538-5257. In response, Please reference our file number S0350032 regarding this project.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB:lah:pb

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